

G. F. 345 of 92

G. R. S. IX-5]

Previous references.

1892-93

191 .

(Courts)

Later references.

File No. 22 of 92

Serial Nos. 1-2.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

major ~~Part~~ B for June 18 93.

SUBJECT.

Appearance of Asst. Govt. Advocate
before the Chief Court in criminal appeal
cases.

Indexed

88

92

~~Handwritten signature/initials~~

(General Serial No. 30)

cls. 22 of 92
st. 1

189

1385-8.
25 MAY 1898
1213

note.

As the Chief Court appears to be of opinion that the case is of importance to Govt, the Asst Advocate might be asked to appear though it would have been more satisfactory if the latter had embodied in his letter a few remarks intended to show how Govt ~~was~~ ^{is} interested in the case. As regards the failure of the ~~Government~~ ^{Magistrate} to ~~obtain~~ ^{obtain} the Asst Advocate's aid in support of criminal judgments in his Ct, that is a matter which should be left to the discretion of the District Magistrate himself.

Draft sent to Chief Secretary 27/5.

X In DM

From

The Assistant Government Advocate in Mysore

To

The Chief Secretary to the Dewan of Mysore

Dated

22nd May 1893.

Despatched

Received

Enclosures No.

General No. 78
No.

Soliciting instructions as to his appearance before the Chief Court in Criminal Appeal No 47 of 1898 on the 12th June 1898.

Early

J. M. M.
25/5

Assistant Govt Advocate's
Office 22nd May 1893.

No 78.

(1)

From

The Assistant Govt Advocate
in Mysore

To

The Chief Secretary to the
Deewan of Mysore

Sir,

I have the honor to bring the
following to your notice.

In Criminal Appeal
No 27 of 1893 on the file of the Chief
Court I received the usual notice
from the Chief Court informing
me the date of hearing i.e 10th April
1893 on the 12th March 1893 in the
matter of one Teptur Shroff
Venkat geroappa

Venugopala, the Charge being one of Criminal breach of trust. On 13th March 1893 I applied to the District Magistrate of Tumkur for instructions & in reply No. 885 dated 14th idem I was informed that I need not appear in the Case.

The Chief Court when the above Case was called on for hearing today to which date the Case was adjourned from the 10th April 1893 the Chief Judge remarked that the Case being one of importance in the interest of Government will be adjourned to the 12th Proximo to enable me to argue the Case if I was instructed to

to

to appear - I have again today re-
quested the District Magistrate
whether or not I should appear
in the case under the above
circumstances.

I also request you will
kindly let me know whether I
am to appear on behalf of the
Government in the above case.

I take this opportunity of
bringing to your notice that while
the District Magistrates of
Bangalore & Kolar ask me to
appear in almost all the
Criminal Appeals, the District
Magistrate of Tumkur as a
rule instructs me not to appear.

I have the honor to be
Sir,

Your most obedient Servant.
S. Ramannarayana

Assistant Govt Advocate

~~DA~~

~~2108~~

Proceedings of the Govt of
Mysore. No. 22 of
H. 2 (2)

Read,

Letter No 78 dated 22nd

May 1893, from the Hk.
Govt Advocate in Mysore
bringing to ^{the} notice of
Govt. that the dissemi-
nate of Irukku
does not, ^{as a rule,} generally
instruct him to appear
in the cases before
the Chief Court as
has now been done
in Criminal Case No
47 of 1892 on the file
of the Chief Court (Govt
vs Phoo of Venkata-
jiappa) though the
Chief Judge considered

the

this case important
and has adjourned
it from the 22nd May 1933
to 12th Proximo, and
requesting his functions
of the Govt as to whether
he should appear
in the said case.

Order thereon no. 20398-9
7/11/33

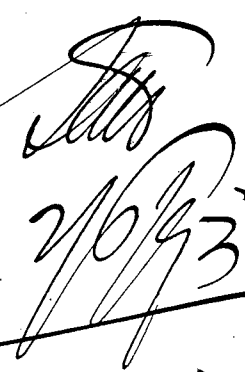
Under the circum-
stances represented, ~~above~~,
the Aft. Govt. Advocate
is ~~authorized~~ ^{will} to appear
in the case ^{above} referred to
~~there~~ on behalf of
Government.

2. As regards the
failure of the Sumkur
District Magistrate
to invoke the Aft.

In saying that the
Aft. Advocate
need not appear
in the case the Dist
Magr of Sumkur

Drubben means only Govt Advocate's aid
that he has no
Special instructions
to give in the case
beyond what are
apparent on the
judgment & the
record. In important
cases like the one
in question it is desirable
that the ~~Govt~~ Government
should be represented
in the court by the
prosecutor or the
deputy prosecutor -

Govt Advocate's aid
in support of criminal
judgments in his
District, the Govt
are of opinion that it is
a matter which
should be left to
the discretion of the
District Magistrate
himself.


2/6/93 This is for you.
To
The Asst. Govt
Advocate
The District
Magistrate,
Tumkur.